

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JENNIFER L. MILLER,

Plaintiff,

v.

MICHAEL J. ANDERSON, *et al.*,

Defendants,

and

FIRSTENERGY CORP.,

Nominal Defendant.

Case No. 5:20-cv-01743-JRA

Judge John R. Adams

Magistrate Judge Carmen E. Henderson

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**NOMINAL DEFENDANT FIRSTENERGY CORP.'S  
STATUS REPORT (PER ECF #160)**

Nominal Defendant FirstEnergy Corp. ("FirstEnergy"), by and through undersigned counsel, hereby submits this status report pursuant to the Court's instructions in Paragraph 8 of the Case Management Plan (ECF #160).

**1. Discovery**

Nominal Defendant FirstEnergy has nothing further to report regarding discovery at this time.

**2. Settlement Discussions**

Nominal Defendant FirstEnergy has nothing further to report regarding settlement discussions at this time.

**3. Motions that Have been Filed or Remain Pending**

On August 24, 2022, Nominal Defendant FirstEnergy along with all other parties jointly filed a Motion to Dismiss with Prejudice in light of the Southern District of Ohio's order finally

approving the Settlement (ECF #353). No opposition was filed to this Motion. That motion remains pending.

On August 25, 2022, Todd Augenbaum filed a motion to intervene (ECF #354), which all parties opposed (ECF #359, 360, 361) and has been fully briefed. That motion also remains pending.

**4. Developments that Might Give Rise to a Request to Deviate from the Schedule**

Nominal Defendant FirstEnergy has nothing further to report regarding the schedule at this time.

November 7, 2022

Respectfully submitted,

/s/ Ann H. MacDonald

Barry S. Hyman (*pro hac vice*)

Lawrence H. Heftman (*pro hac vice*)

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*Attorneys for Nominal Defendant FirstEnergy Corp.*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 7, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will notify all counsel of record.

/s/ Ann H. MacDonald

*Attorney for Nominal Defendant  
FirstEnergy Corp.*